IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36553 of 2008
WAKIL @ RAJKISHORE MISHRA
Versus
THE STATE OF BIHAR
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2. 29.9.2008 Heard.

After about five months on finding of the dead body of the son of the complainant and a case of unnatural death being registered by the Railway police after finding a dead body by the railways, the complainant lodged a complaint case, which is the basis of the FIR under Section 156(3) of the Cr.P.C. alleging that the petitioner had taken his son to his sasural and had killed and thrown his dead body. The motive for occurrence as alleged by the informant was that there had been some quarrel and the petitioner has threatened that his son to be killed.

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The contention is that the petitioner was not seen with the son of the petitioner as indicated in the complaint case that the deceased must not being accompanied the petitioner. The next contention was that it is an after thought that the complainant lodged the case and that the ultimate conclusion on investigation of the U.D. case was the same that it was death on account of fall from a train.

Let petitioner Wakil @ Rajkishore Mishra be released from custody on furnishing a bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Railway Judicial Magistrate, Bettiah in connection with Sugauli (Bettiah) P.S. Case No. 51 of 2008.

DKS/ **(Dharnidhar Jha, J)**

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